



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stefan Hau-Riege  
R. Scott List

Serial No.: 10/001,305

Filed: November 30, 2001

For: METHOD OF MAKING A  
SEMICONDUCTOR DEVICE  
THAT HAS COPPER DAMASCENE  
INTERCONNECTS WITH ENHANCED  
ELECTROMIGRATION RELIABILITY

Art Unit: 2829

Examiner: M. Harrison

Atty Docket: P12075

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Dear Sir:

In response to the office action of December 9, 2003, applicants respectfully request the examiner to enter the following amendments and to consider the following remarks. In particular, applicants request the examiner to note that the primary reference upon which the examiner relies, Rissman et al., does not constitute prior art under 35 U.S.C. §102(e), as applicant's invention date predates that reference's November 1, 2001 filing date. Given that fact, applicants respectfully request the examiner to find pending claims 16-24 to be patentable over the cited references, and to allow those claims to issue.